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## FAX Transmission Sheet

January 21, 2005

To:

Examiner Zeev Kitov

Fax No.

(703) 872-9306

From:

Stephen P. Burr

Fax No.

(315) 233-8320

Re:

In re the Application of:

Tomoyuki FUJII, Tsuneaki OHASHI

Serial No.: 10/044,500

Art Unit:

2836

Date Filed: January 10, 2002

9278 Conf. No.

Title:

ELECTROSTATIC CHUCK HAVING BONDED STRUCTURE AND METHOD

OF MANUFACTURING THE SAME

Our Docket No.: 791\_182

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Practitioner's Docket No.: 791\_182

**PATENT** 

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Tomoyuki FUJII, Tsuneaki OHASHI

Ser. No.:

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Examiner:

Kitov, Zeev

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For:

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OF MANUFACTURING THE SAME

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I hereby certify that this paper is being facsimile transmitted to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on January 21, 2005 at (703) 872-9306.

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

## RESPONSE TO RESTRICTION REQUIREMENT

Sir:

In response to the Office Action mailed January 4, 2005, Applicants hereby provisionally elect, with traverse, to prosecute the claims of Group I (claims 1-4, 6, 8 and 9) in this application.

However, Applicants respectfully traverse the restriction requirement since the subject matter of claims 1 - 11 is sufficiently related that a thorough and complete search for the subject matter of the elected claims would necessarily encompass a thorough and complete search for the subject matter of the non-elected claims. Thus, it is respectfully submitted that search and examination of the entire application could be made without serious burden. See MPEP §803 in which it is clearly stated that "[i]f the search and examination of an entire application can be made without serious burden, the Examiner must examine it on the

merits." It is respectfully submitted that this policy should apply in the present application in order to avoid unnecessary delay and expense to Applicants and improper duplicative examination by the Patent Office.

If the Examiner believes that contact with Applicants' attorney would be advantageous toward the disposition of this case, the Examiner is herein requested to call Applicants' attorney at the phone number noted below.

The Commissioner is hereby authorized to charge any additional fees associated with this communication or credit any overpayment to Deposit Account No. 50-1446.

Respectfully submitted,

January 21, 2005

Date

Stephen P. Burr

Reg. No. 32,970

SPB/eav

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